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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

Arizona Corporation Commission

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IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER – SANTA CRUZ WATER
COMPANY, INC. FOR AN EXTENSION OF ITS
EXISTING CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. W-20446A-14-0290

IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER – PALO VERDE UTILITIES
COMPANY FOR AN EXTENSION OF ITS
EXISTING CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. SW-20445A-14-0291

PROCEDURAL ORDER
(Schedules Hearing)

BY THE COMMISSION:

On July 30, 2014, Global Water – Santa Cruz Water Company, Inc. (“Santa Cruz”) and Global Water – Palo Verde Utilities Company (“Palo Verde”) (collectively “Global Utilities”) filed with the Arizona Corporation Commission (“Commission”) applications for approval to extend their Certificates of Convenience and Necessity (“CC&N”) to provide utility service to five properties near the cities of Maricopa and Casa Grande, Arizona.

On August 8, 2014, Global Utilities filed copies of letters mailed to Maricopa and Casa Grande informing those cities of the pending applications.

On August 21, 2014, Global Utilities filed a Motion to Consolidate the applications.

On August 28, 2014, the Commission’s Utilities Division (“Staff”) filed an Insufficiency Letter notifying Global Utilities that the applications did not meet the sufficiency requirements outlined in the Arizona Administrative Code (“A.A.C.”).

On September 5, 2014, Staff filed a Revised Insufficiency Letter requesting additional information from Global Utilities.

On November 4, 2014, Global Utilities filed a Response to Staff’s Insufficiency Letter.

1 On December 4, 2014, Staff filed a Second Insufficiency Letter requesting further information
2 from Global Utilities.

3 On February 13, 2015, Global Utilities filed amended applications stating that it was
4 excluding four of the five properties from the requested CC&N extension area in order to expedite
5 consideration of this matter.¹ In the applications, as amended, Global Utilities requests approval to
6 extend the existing CC&N territory to provide water and wastewater utility service in Maricopa, to a
7 property known as Estrella Gin.

8 On February 13, 2015, Global Utilities filed a Response to Staff's Second Insufficiency
9 Letter.

10 March 10, 2015, Staff filed a Sufficiency Letter indicating that the applications, as amended,
11 meet the sufficiency requirements.

12 The matters in the above-captioned dockets are substantially related and the rights of the
13 parties will not be prejudiced by consolidation. In the interest of administrative efficiency, the
14 pending applications, as amended, should be consolidated.

15 IT IS THEREFORE ORDERED that **Docket Nos. W-20446A-14-0290 and SW-20445A-14-**
16 **0291 are hereby consolidated.**

17 IT IS FURTHER ORDERED that the **hearing** in the above-captioned consolidated matter
18 shall be held on **June 2, 2015 at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's
19 office, 1200 West Washington Street, Hearing Room No. 1, Phoenix, Arizona 85007.

20 IT IS FURTHER ORDERED that Global Water – Santa Cruz Water Company, Inc. and
21 Global Water – Palo Verde Utilities Company shall provide public notice of the hearing in this
22 matter, in the following form and style, with the heading in no less than 10-point bold type and the
23 body in no less than 10-point regular type:

24 ...

25 ...

26 ...

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28 ¹ Global Utilities states that the excluded properties will be included in a subsequent application filed in a new docket.

**PUBLIC NOTICE OF THE APPLICATIONS OF GLOBAL WATER – SANTA CRUZ
WATER COMPANY, INC. AND GLOBAL WATER – PALO VERDE UTILITIES
COMPANY FOR APPROVAL TO EXTEND THEIR CERTIFICATES OF CONVENIENCE
AND NECESSITY TO PROVIDE UTILITY SERVICE IN ARIZONA.
(DOCKET NOS. W-20446A-14-0291 AND SW-20445A-14-0290)**

On July 30, 2014, Global Water – Santa Cruz Water Company, Inc. and Global Water – Palo Verde Utilities Company (collectively “Global Utilities”) filed with the Arizona Corporation Commission (“Commission”) applications for approval to extend their Certificates of Convenience and Necessity to provide water and wastewater utility service in the city of Maricopa, Arizona, to a property known as Estrella Gin. If the applications are approved by the Commission, Global Utilities will be the sole provider of water and wastewater utility service in the extension area. The Commission’s Utilities Division Staff (“Staff”) has not yet made a recommendation regarding the applications. The Commission is not bound by the proposals made by Global Utilities, Staff, or any intervenor. The Commission will issue a Decision regarding the applications following consideration of testimony and evidence presented at an evidentiary hearing. Copies of the applications, Staff Report, and any written objections to the Staff Report filed by Global Utilities will be available for public inspection during regular business hours at the offices of Global Utilities [Insert Address]; the Commission’s Docket Control Center at 1200 West Washington Street, Phoenix, Arizona; and on the internet via the Commission’s website (www.azcc.gov) using the e-Docket function.

The Commission will hold a hearing on these applications on **June 2, 2015 at 10:00 a.m.**, at the Commission’s offices, 1200 West Washington, Hearing Room No. 1, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted electronically by accessing the Commission’s website (www.azcc.gov) and clicking on the “Submit a Public Comment” button or by mailing a letter referencing Docket Nos. W-20446A-14-0290 and SW-20445A-14-0291 to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. If you would like to intervene, you must file a written motion to intervene with the Commission, and you must send copies of the motion to Global Utilities or its counsel, and to all parties of record in the case. Your motion to intervene must contain the following:

1. Your name, address, and telephone number, and the name, address, and telephone number of any party upon whom documents are to be served in your place, if desired;
2. A short statement of your interest in the proceeding (e.g., a customer of the Global Utilities, a shareholder of Global Utilities, etc.);
3. A statement certifying that a copy of your motion to intervene has been mailed to Global Utilities or its counsel and to all parties of record in the case; and

- 1 4. If the proposed intervenor is not represented by an attorney who is an
2 active member of the Arizona State Bar, and is not an individual
3 representing himself or herself, information and any appropriate
documentation demonstrating the intervenor's compliance with Arizona
Supreme Court Rules 31, 38, and 42, as applicable.

4 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except
5 that all motions to intervene must be filed on or before April 28, 2015. If
6 representation by counsel is required by Arizona Supreme Court Rules 31 and 38,
7 intervention will be conditioned upon the intervenor's obtaining counsel to represent
8 the intervenor. For information about requesting intervention, visit the Commission's
website at <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>. The granting of
intervention, among other things, entitles a party to present sworn evidence at hearing
and to cross-examine witnesses. However, failure to intervene will not preclude any
interested person or entity from appearing at the hearing and providing public
comment on the applications or from filing written comments in the record of the case.

9 The Commission does not discriminate on the basis of disability in admission to its
10 public meetings. Persons with a disability may request a reasonable accommodation
11 such as a sign language interpreter, as well as request this document in an alternative
12 format, by contacting the ADA Coordinator Shaylin Bernal, at SABernal@azcc.gov,
or voice phone number 602-542-3931. Requests should be made as early as possible
to allow time to arrange the accommodation.

13 IT IS FURTHER ORDERED that Global Water – Santa Cruz Water Company, Inc. and
14 Global Water – Palo Verde Utilities Company shall mail a copy of the above notice to each property
15 owner in the proposed extension area and shall cause the above notice to be published at least once in
16 a newspaper of general circulation in the proposed extension area, with **mailing and publication to
be completed no later than April 7, 2015.**

17 IT IS FURTHER ORDERED that Global Water – Santa Cruz Water Company, Inc. and
18 Global Water – Palo Verde Utilities Company shall file certification of mailing and publication as
19 soon as practicable after the mailing and publication have been completed, but no later than May 22,
20 2015.

21 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing and
22 publication of same, notwithstanding the failure of an individual to read or receive the notice.

23 IT IS FURTHER ORDERED that the **Staff Report** and associated exhibits to be presented at
24 hearing shall be reduced to writing and filed on or before **May 5, 2015.**

25 IT IS FURTHER ORDERED that any **objections or comments** to the Staff Report and
26 associated exhibits shall be reduced to writing and filed on or before **May 19, 2015.**
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1 IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-
2 105, except that all Motions to Intervene must be filed on or before **April 28, 2015**.

3 IT IS FURTHER ORDERED that any **objections to Motions to Intervene** shall be filed on
4 or before **May 12, 2015**.

5 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
6 Communications) applies to this proceeding and shall remain in effect until the Commission's
7 Decision in this matter is final and non-appealable.

8 IT IS FURTHER ORDERED that each party to this matter may opt to receive service of all
9 Procedural and Recommended Orders issued by the Commission's Hearing Division in this matter
10 via e-mail rather than U.S. Mail, as permitted under A.A.C. R14-3-107(B). To exercise this option, a
11 party shall send to hearingsdivision@azcc.gov, from the e-mail address at which the party desires to
12 receive service, an e-mail request including the name of the party on whom service is to be made and
13 the docket number for this matter. After a party receives an e-mail confirmation of its request from
14 hearingsdivision@azcc.gov, the party will receive all future Procedural and Recommended Orders
15 issued by the Hearing Division in this matter via e-mails to the address provided by the party, unless
16 and until the party withdraws its request. Service of a document via e-mail shall be considered
17 complete upon the sending of an e-mail containing the document to the e-mail address provided by a
18 party, regardless of whether the party receives or reads the e-mail containing the document.

19 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
20 31, 38, and 42 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.


21 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
22 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
23 Supreme Court Rule 42). Representation before the Commission includes the obligation to appear at
24 all hearings and procedural conferences, as well as all Open Meetings for which the matter is
25 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the
26 Administrative Law Judge or Commission.

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28 ...

1 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
2 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
3 hearing.

4 DATED this 12th day of March, 2014.

5
6 
7 SCOTT HESLA
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed
10 this 13th day of March, 2015 to:


11 Timothy J. Sabo
12 SNELL & WILMER
13 One Arizona Center
14 400 East Van Buren Street, Suite 1900
15 Phoenix, AZ 85004

16 Janice Alward, Chief Counsel
17 Legal Division
18 ARIZONA CORPORATION COMMISSION
19 1200 W. Washington Street
20 Phoenix, Arizona 85007

21 Steven Olea, Director
22 Utilities Division
23 ARIZONA CORPORATION COMMISSION
24 1200 W. Washington Street
25 Phoenix, Arizona 85007

26 COASH & COASH, INC.
27 Court Reporting, Video and Videoconferencing
28 1802 North 7th Street
Phoenix, AZ 85006

By:


Tammy Velarde
Assistant to Scott M. Hesla